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Attorneys for Plaintiff  
COUNTY OF SANTA CLARA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CITY AND COUNTY OF SAN FRANCISCO  
and COUNTY OF SANTA CLARA,

Plaintiffs,

vs.

U.S. CITIZENSHIP AND IMMIGRATION  
SERVICES; DEPARTMENT OF  
HOMELAND SECURITY; ALEJANDRO N.  
MAYORKAS, in his official capacity as  
Secretary of Homeland Security; and UR M.  
JADDOU, in his official capacity as Director  
of U.S. Citizenship and Immigration Services,\*

Defendants.

Case No. 4:19-cv-04717-PJH

**CITY AND COUNTY OF SAN FRANCISCO  
AND COUNTY OF SANTA CLARA'S NOTICE  
OF VOLUNTARY DISMISSAL**

\* Pursuant to Federal Rule of Civil Procedure 25(d), Secretary Mayorkas and Director Jaddou are automatically substituted for their predecessors.

**WHEREAS**, Plaintiffs the City and County of San Francisco and the County of Santa Clara filed the first lawsuit in the country to challenge and enjoin implementation and enforcement of a regulation that the Trump Administration issued in 2019 that purported to interpret and apply the public charge statute, Section 212(a)(4) of the Immigration and Nationality Act, 8 U.S.C. § 1182(a)(4);

**WHEREAS**, several federal district courts, including this Court, have agreed with Plaintiffs that the Trump Administration's regulation was contrary to law, and granted injunctions prohibiting defendants from implementing or enforcing the 2019 regulation;

**WHEREAS**, the U.S. Court of Appeals for the Ninth Circuit, the U.S. Court of Appeals for the Seventh Circuit, and the U.S. Court of Appeals for the Second Circuit also determined that the Trump Administration's regulation was contrary to law, and affirmed those preliminary injunctions;

**WHEREAS**, the Trump Administration's regulation has been fully, finally, and permanently vacated through a final judgment on the basis that the regulation is contrary to law, and the Trump Administration's regulation has been removed from the Code of Federal Regulations; and

**WHEREAS**, the Biden Administration issued a new final regulation that interprets and applies the public charge statute, that became effective on December 23, 2022, and that is currently in effect,

**NOW, THEREFORE**, Plaintiffs hereby voluntarily dismiss this action without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i).

Dated: January 30, 2023

Respectfully submitted,

JAMES R. WILLIAMS  
County Counsel  
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